

JORDAN ETH (CA SBN 121617)
JEth@mofo.com
JUDSON E. LOBDELL (CA SBN 146041)
JLobdell@mofo.com
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105-2482
Telephone: 415.268.7000
Facsimile: 415.268.7522

Attorneys for Defendants
SUNPOWER CORPORATION,
THOMAS H. WERNER, DENNIS V. ARRIOLA,
EMMANUEL T. HERNANDEZ, AND
MARTY T. NEESE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HARRY W. PLICHTA, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

SUNPOWER CORPORATION,
THOMAS H. WERNER, and DENNIS V.
ARRIOLA,

Defendants.

Case No. CV-09-05473 CRB

CLASS ACTION

**STIPULATION AND [PROPOSED]
ORDER CONTINUING
CASE MANAGEMENT
CONFERENCE**

STEVEN PARRISH, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

SUNPOWER CORPORATION,
THOMAS H. WERNER, and DENNIS V.
ARRIOLA,

Defendants.

Case No. CV-09-05520 CRB

CLASS ACTION

1 CHENGXIAO CAO, Individually and On
2 Behalf of All Others Similarly Situated,

3 Plaintiff,

4 v.

5 SUNPOWER CORPORATION,
6 PRICEWATERHOUSECOOPERS LLP,
7 THOMAS H. WERNER, DENNIS V.
8 ARRIOLA, EMMANUEL T. HERNANDEZ,
9 and MARTY T. NEESE,

10 Defendants.

Case No.: CV-09-05488 CRB

CLASS ACTION

11 WHEREAS, the above-captioned actions are securities class action lawsuits, governed
12 by the Private Securities Litigation Reform Act of 1995, Pub. L. No. 104-67, 109 Stat. 737 (the
13 “Reform Act”), against SunPower Corporation (“SunPower”), certain of its officers, and
14 PricewaterhouseCoopers LLP (collectively “Defendants”);

15 WHEREAS, on January 19, 2010, seven motions for consolidation and for appointment
16 as lead plaintiff and lead plaintiff’s counsel were filed (the “Lead Plaintiff Motions”);

17 WHEREAS, between January 28, 2010 and February 10, 2010, four movants withdrew
18 their Lead Plaintiff Motions, and two movants, SunPower Investor Group and Austin Police
19 Retirement System, responded to the various Lead Plaintiff Motions by stating their support for
20 the Institutional Investor Funds’ Lead Plaintiff Motion;

21 WHEREAS, on February 12, 2010, the Institutional Investor Funds filed a Statement of
22 Non-Opposition to their Lead Plaintiff Motion;

23 WHEREAS, by Court order entered on February 3, 2010, the joint case management
24 statement in these actions is currently due February 26, 2010 and the Case Management
25 Conference in these actions is currently scheduled for March 5, 2010;

26 WHEREAS, the Lead Plaintiff Motions are also scheduled to be heard by the Court on
27 March 5, 2010;

1 WHEREAS, it is expected that the Court will designate a lead plaintiff who will
2 thereafter file a Consolidated Complaint for the consolidated action, which will become the
3 operative complaint and shall supersede all complaints previously filed in these actions; and

4 WHEREAS, it would be premature and a waste of judicial resources to hold the Case
5 Management Conference in these actions before the Court designates a lead plaintiff and a
6 Consolidated Complaint is filed.

7 IT IS HEREBY STIPULATED AND AGREED among the undersigned parties as
8 follows:

9 (1) Within thirty days of the filing of a Consolidated Complaint by the lead plaintiff
10 designated by the Court, the parties will meet and confer and propose to the Court a new date
11 for the Case Management Conference.

12
13 Dated: February 19, 2010

JORDAN ETH
JUDSON E. LOBDELL
MORRISON & FOERSTER LLP

14
15
16 By: /s/ Judson Lobdell
JUDSON LOBDELL

17 Counsel for Defendants
18 SunPower Corp., Thomas H. Werner,
19 Dennis V. Arriola, Emmanuel T. Hernandez,
20 and Marty T. Neese
21
22
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1 Dated: February 19, 2010

LATHAM & WATKINS LLP
MATTHEW RAWLINSON
140 Scott Drive
Menlo Park, CA 94025

MILES RUTHBERG
355 South Grand Avenue
Los Angeles, CA 90071

6 By: /s/ Matthew Rawlinson
MATTHEW RAWLINSON

Counsel for Defendant
PricewaterhouseCoopers LLP

9 Dated: February 19, 2010

BARROWAY TOPAZ KESSLER MELTZER
& CHECK, LLP
RAMZI ABADOU
NICHOLE BROWNING
ERIK D. PETERSON
580 California Street, Suite 1750
San Francisco, CA 94104

14 By: /s/ Erik D. Peterson
ERIK D. PETERSON

Counsel for [Proposed] Lead Plaintiff
Institutional Investor Funds

17 Dated: February 19, 2010

BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP
DAVID STICKNEY
IAN D. BERG
12481 High Bluff Drive, Suite 300
San Diego, CA 92130

21 By: /s/ David Stickney
DAVID STICKNEY

Counsel for [Proposed] Lead Plaintiff
Institutional Investor Funds

1 Dated: February 19, 2010

KAPLAN FOX & KILSHEIMER LLP
LAURENCE D. KING
MARIO M. CHOI
350 Sansome Street, Suite 400
San Francisco, CA 94104

4
5 By: /s/ Laurence D. King
LAURENCE D. KING

6 Counsel for [Proposed] Lead Plaintiff
7 Institutional Investor Funds

8 Dated: February 19, 2010

BERMAN DeVALERIO
JOSEPH TABACCO, JR.
NICOLE LAVALLEE
1 California Street, Suite 900
San Francisco, CA 94111

11 By: /s/ Nicole Lavallee
NICOLE LAVALLEE

13 Counsel for Austin Police Retirement
14 System

15 Dated: February 19, 2010

KAHN SWICK & FOTI, LLC
KIM E. MILLER
500 5th Avenue, Suite 1810
New York, NY 10110

17 LEWIS KAHN
650 Poydras Street, Suite 2150
18 New Orleans, LA 70130

19 By: /s/ Kim Miller
KIM MILLER

21 Counsel for the SunPower Investor Group

23 ///

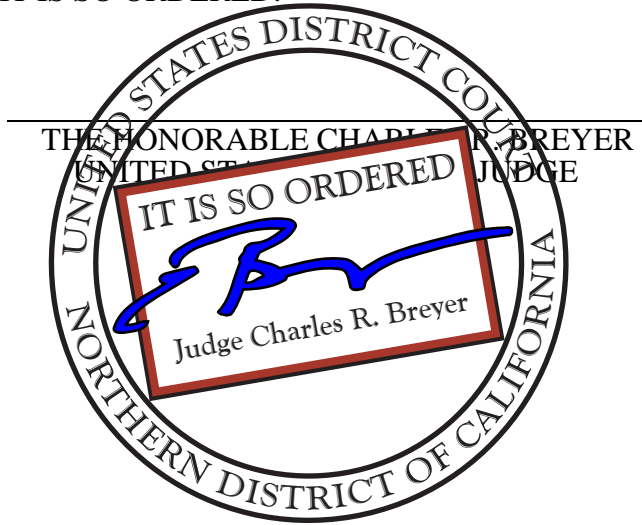
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: Feb. 22, 2010



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2 I, Judson Lobdell, am the ECF User whose ID and password are being used to file this
3 Stipulation and [Proposed] Order Continuing the Case Management Conference. In compliance
4 with General Order No. 45, X.B., I hereby attest that Matthew Rawlinson, Erik D. Peterson,
5 David Stickney, Laurence D. King, Nicole Lavallee, and Kim Miller have concurred in this filing.

6 Dated: February 19, 2010

/s/ Judson Lobdell

JUDSON LOBDELL